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Message Text

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ORIGIN SP-02

INFO OCT-01 AF-08 ARA-06 EUR-12 EA-07 NEA-10 IO-13 ISO-00

SS-15 DLOS-06 SAL-01 L-03 OES-06 ACDA-07 AGR-05

AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 CIEP-01 COME-00

DODE-00 DOTE-00 EB-07 EPA-01 ERDA-05 FMC-01 TRSE-00

H-02 INR-07 INT-05 JUSE-00 NSAE-00 NSC-05 NSF-01

OMB-01 PA-01 PM-04 PRS-01 NSCE-00 SSO-00 USIE-00

INRE-00 FEA-01 /152 R

DRAFTED BY S/P:HCBLANEY
APPROVED BY THE SECRETARY (NO. 7616287)
D/LOS:RCBREWSTER
S/AL:TVLEARSON
T:CMAW
S/P:WLORD
L:BOXMAN
S/S:PBRIDGES
---------- 105728
O P 022007Z AUG 76
FM SECSTATE WASHDC
TO AMEMBASSY ABIDJAN IMMEDIATE
AMEMBASSY BOGOTA IMMEDIATE
AMEMBASSY BONN IMMEDIATE
AMEMBASSY BRASILIA IMMEDIATE
AMEMBASSY BUENOS AIRES IMMEDIATE
AMEMBASSY CAIRO IMMEDIATE
AMEMBASSY CANBERRA IMMEDIATE
AMEMBASSY CARACAS IMMEDIATE
AMEMBASSY DAKAR IMMEDIATE
AMEMBASSY JAKARTA IMMEDIATE
AMEMBASSY JIDDA IMMEDIATE
AMEMBASSY KATHMANDU IMMEDIATE
AMEMBASSY KINGSTON IMMEDIATE
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AMEMBASSY KINSHASA IMMEDIATE

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AMEMBASSY KUALA LUMPUR IMMEDIATE
AMEMBASSY LA PAZ IMMEDIATE
AMEMBASSY LIMA IMMEDIATE
AMEMBASSY LONDON IMMEDIATE
AMEMBASSY LUSAKA IMMEDIATE
AMEMBASSY MEXICO IMMEDIATE
AMEMBASSY MONROVIA IMMEDIATE
AMEMBASSY NAIROBI IMMEDIATE
AMEMBASSY NASSAU IMMEDIATE
AMEMBASSY OSLO IMMEDIATE
AMEMBASSY OTTAWA IMMEDIATE
AMEMBASSY PARIS IMMEDIATE
AMEMBASSY RABAT IMMEDIATE
AMEMBASSY SAN JOSE IMMEDIATE
AMEMBASSY SANTIAGO IMMEDIATE
AMEMBASSY SINGAPORE IMMEDIATE
AMEMBASSY TEHRAN IMMEDIATE
AMEMBASSY THE HAGUE IMMEDIATE
AMEMBASSY TOKYO IMMEDIATE
AMEMBASSY TUNIS IMMEDIATE
AMEMBASSY VIENNA IMMEDIATE
AMEMBASSY WELLINGTON IMMEDIATE
INFO USMISSION USUN NEW YORK PRIORITY

C O N F I D E N T I A L STATE 190812

FROM THE SECRETARY FOR THE AMBASSADOR

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: LOS: MESSAGE FROM THE SECRETARY ON LOS SECOND NEW YORK SESSION, AUGUST 2 - SEPTEMBER 17

REFERENCES: STATE 175304; STATE A-2476; STATE A-247 OF MAY 12, 1976; STATE 189282

1. ACHIEVING AT THIS FORTHCOMING SESSION MAJOR PROGRESS TOWARDS A FINAL ACCEPTABLE LAW OF THE SEA TREATY IS A CONFIDENTIAL

HIGH PRIORITY OF THE USG. BASED ON OUR ASSESSMENT OF YOUR HOST COUNTRY'S LOS POSITION AND OUR OVERALL RELATIONS, WE HAVE DECIDED TO URGE SPECIFICALLY THE COOPERATION OF A SELECTED GROUP OF COUNTRIES (INCLUDING YOURS) IN ORDER TO ATTEMPT TO ACHIEVE A SIGNIFICANT BREAKTHROUGH IN THESE COMPLEX AND TOUGH NEGOTIATIONS. WITH THIS IN MIND, I WILL BE HEADING THE US DELEGATION TO THE LOS CONFERENCE SESSION IN NEW YORK AND PERSONALLY ATTENDING WHEN POSSIBLE. I

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REQUEST YOUR PERSONAL ATTENTION TO THIS SUBJECT NOW AND IN THE MONTHS AHEAD.

2. PLEASE DELIVER, IF POSSIBLE PERSONALLY, THE MESSAGE BELOW FROM ME TO THE FOREIGN MINISTER MAKING ORALLY THE FOLLOWING POINTS: (NOTE: IF THE FOREIGN MINISTER IS NOT AVAILABLE DELIVER MESSAGE AS SOON AS POSSIBLE, WHILE REQUESTING APPOINTMENT TO MAKE ORAL POINTS. POINTS CAN ALSO BE PROVIDED TO RANKING FOREIGN MINISTRY OFFICIAL AVAILABLE IF THIS IS SEEN TO BE ADVANTAGEOUS.)

A. FORTHCOMING LOS NEGOTIATIONS ARE AMONG THE MOST IMPORTANT SINCE THE END OF WORLD WAR II. THEY CAN HELP SHAPE A COOPERATIVE OCEANS REGIME WHICH WILL BE OF BENEFIT TO ALL NATIONS. THE ALTERNATIVE IN OUR OPINION CAN ONLY CONTRIBUTE TO CONTINUED CONFLICT AND UNILATERAL ACTION WHICH WOULD HARM ALL STATES AND THE FABRIC OF THE GLOBAL COMMUNITY.

B. GIVEN THIS IMPORTANCE THE SECRETARY HAS DECIDED TO GIVE LOS HIS CONTINUED PERSONAL ATTENTION AND PLANS TO ATTEND THE CONFERENCE ITSELF FOR A PERIOD OF TIME. HE BELIEVES WE MUST AIM TO ACHIEVE SUBSTANTIVE AGREEMENT ON THE MAIN OUTSTANDING ISSUES DURING THIS COMING SESSION.

C. OUR DELEGATION IS LOOKING FORWARD SPECIFICALLY TO WORKING CLOSELY WITH (HOST COUNTRY) DEL AND MAINTAINING CLOSE COMMUNICATION ON THIS ISSUE BETWEEN THE SECRETARY AND THE MINISTER.

D. THE SECRETARY DOES NOT PLAN TO MAKE ANY GENERAL ADDRESS TO THE CONFERENCE AND HOPES THE POSSIBLE PRESENCE OF MINISTERS WILL NOT PRECIPITATE A GENERAL DEBATE.
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E. FINALLY, THE SECRETARY KNOWS THE MINISTER SHARES HIS VIEW THAT STATESMANLIKE ACTION IS REQUIRED IN THE INTEREST OF THE WORLD COMMUNITY TO ENSURE THAT AN OCEANS REGIME IS ESTABLISHED WHICH WILL PUT AN END TO UNILATERAL ACTION WHICH INCREASINGLY IS BEING FORCED UPON US BY EVENTS AND DOMESTIC PRESSURES. WE PLEDGE FOR OUR PART A WILLINGNESS TO WORK TOWARDS A REASONABLE TREATY TEXT WHICH CAN BE ACCEPTABLE TO ALL.

3. BEGIN TEXT OF THE SECRETARY'S MESSAGE: BEGIN QUOTE:
DEAR (APPROPRIATE TITLE)
THE LAW OF THE SEA CONFERENCE IS ONE OF THE MOST COMPREHENSIVE AND CRITICAL NEGOTIATIONS IN HISTORY. THE ISSUES INVOLVED HAVE IMPORTANT IMPLICATIONS FOR THE PEACE,

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PROSPERITY, AND JUSTICE WHICH ALL OUR NATIONS SEEK IN THIS AGE OF INTERDEPENDENCE. WE OWE IT TO OUR PEOPLES AND TO FUTURE GENERATIONS TO PUT FORTH OUR UTMOST EFFORT TO RESOLVE THESE ISSUES IN A SPIRIT OF MUTUAL COOPERATION. TODAY, PRESSURES ARE GROWING ON ALL COUNTRIES FOR UNILATERAL AND CONTRADICTORY ACTIONS WHICH THREATEN ANY POSSIBILITY OF WIDESPREAD AGREEMENT BY THE INTERNATIONAL COMMUNITY.

SUBSTANTIAL PROGRESS HAS BEEN MADE, BUT IMPORTANT AND COMPLEX ISSUES REMAIN OUTSTANDING IN THE NEGOTIATIONS INCLUDING THE REGIME FOR DEEP SEABED MINING, THE HIGH SEAS STATUS OF THE ECONOMIC ZONE, SCIENTIFIC RESEARCH IN THE ECONOMIC ZONE, AND THE PEACEFUL AND COMPULSORY SETTLEMENT OF DISPUTES. THE PROVISIONS FOR A 12-MILE TERRITORIAL SEA, TRANSIT PASSAGE OF STRAITS, AND A 200-MILE ECONOMIC ZONE COMMAND BROAD SUPPORT. THERE ARE OTHER ISSUES WHICH MAY NEED SPECIAL ATTENTION. THOSE ITEMS IN THE REVISED SINGLE NEGOTIATING TEXT ON WHICH THERE IS A STRONG CONSENSUS ALREADY ACHIEVED NEED NOT BE OPENED UP: TO DO SO WOULD ENORMOUSLY COMPLICATE OUR TASK.

I HAVE ASKED THE US DELEGATION IN THE EARLY WEEKS OF THE NEW YORK SESSION TO WORK TOWARDS NARROWING OF THE VARIOUS ISSUES WHICH MIGHT CONTRIBUTE TO AN OVERALL SETTLEMENT ACCEPTABLE TO ALL GROUPS IN THE NEGOTIATIONS. I KNOW OUR TWO DELEGATIONS WILL WORK COOPERATIVELY TOGETHER. IN ADDITION, HOWEVER, IT APPEARS CLEAR THAT THE CONFIDENTIAL

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PERSONAL ATTENTION OF THOSE AT THE MOST SENIOR LEVELS OF GOVERNMENT IS REQUIRED IN ORDER TO MAKE THE IMPORTANT DIFFICULT DECISIONS IN NEW YORK THAT WILL BE NEEDED TO BRING THE NEGOTIATIONS TO A SUCCESSFUL CONCLUSION. TO THIS END, I HAVE PERSONALLY GIVEN THESE ISSUES MY IMMEDIATE AND URGENT ATTENTION AND WILL BE IN CLOSE TOUCH WITH THE US DELEGATION IN THE COMING WEEKS. DEVELOPMENTS DURING THE INITIAL PART OF THE SESSION MAY WARRANT PERSONAL MINISTERIAL PARTICIPATION TO ENSURE SUBSTANTIVE AGREEMENT ON ALL MAJOR OUTSTANDING ISSUES. AS EVENTS UNFOLD I WILL BE IN TOUCH WITH YOU WITH RESPECT TO ANY ADDITIONAL IDEAS ON HOW WE MIGHT FURTHER THESE NEGOTIATIONS.

CLEARLY THE NEGOTIATIONS AND OUR PAST EXPERIENCE HAVE DEMONSTRATED THAT IN NO AREA OF OUR MUTUAL CONCERN ARE THE CHALLENGES MORE COMPLEX OR THE STAKES HIGHER. BUT ALSO IN NO OTHER AREA CAN OUR COMMON EFFORT GIVE SUCH POSITIVE HOPE FOR THE FUTURE RELATIONSHIPS BETWEEN THE NATIONS OF THE WORLD. WE LOOK FORWARD TO WORKING CLOSELY WITH YOU IN THE COMING PERIOD TO ACHIEVE A POSITIVE OUTCOME THAT WILL SERVE OUR MUTUAL INTERESTS AND THE WORLD'S INTERESTS.

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SINCERELY, HENRY A. KISSINGER ENDQTE

4. ADVISE DATE DELIVERY AND TO WHOM DELIVERED AND REPORT CONVERSATIONS PURSUANT PARAGRAPH 2, ABOVE. KISSINGER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: LAW OF THE SEA, DIPLOMATIC COMMUNICATIONS, MEETINGS, INTERGOVERNMENTAL COOPERATION
Control Number: n/a
Copy: SINGLE
Draft Date: 02 AUG 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GolinoFR
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE190812
Document Source: CORE
Document Unique ID: 00
Drafter: HCBLANEY
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D760297-0984
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760895/aaaadftx.tel
Line Count: 227
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN SP
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 76 STATE 175304, 76 STATE A-2476, 76 STATE A-247
Review Action: RELEASED, APPROVED
Review Authority: GolinoFR
Review Comment: n/a
Review Content Flags:
Review Date: 26 MAR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <26 MAR 2004 by greeneet>; APPROVED <29 MAR 2004 by GolinoFR>
Review Markings:

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US Department of State
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Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: LOS: MESSAGE FROM THE SECRETARY ON LOS SECOND NEW YORK SESSION, AUGUST 2 - SEPTEMBER 17
TAGS: PLOS, PSDC, IV, US, (KISSINGER, HENRY A)
To: ABIDJAN BOGOTA BONN MULTIPLE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006